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2 OF COUNSEL
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10
11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13

14 JAMES HALSEY

15 Plaintiff,

16 v.

17 JP MORGAN CHASE BANK, CHASE
18 HOME EQUITY CORRESPONDENTS,
19 RICK KRADEL AND /OR DOES ONE
20 THROUGH FIFTY

21 Defendants

) Case No.: C 08-01335 JSW

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) **DECLARATION OF ROBERT E.**
) **BELSHAW AND APPLICATION TO**
) **RESCHEDULE CASE MANAGEMENT**
) **CONFERENCE**

) **CURRENT CMC DATE: JUNE 20, 2008**

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22 I, Robert E. Belshaw, declare:

23 I am counsel for Defendant JP Morgan Chase Bank, N. A. in this matter. I request that
24 the Case Management Conference currently set for June 20, 2008 be rescheduled. The reason
25 for this request is that I will be out of the state from June 19-23 and have sole responsibility for
26 a child traveling with me.

27 This matter was assigned to Judge Marilyn Hall Patel and set for a Case Management
28 Conference on June 11. Judge Patel recused herself on June 4. The case was subsequently

1 assigned to this Court and an order scheduling the Case Management Conference was e-filed
2 on June 6. Unfortunately, I was out of town and did not receive the order until my return on
3 June 10. On that date, I called to advise the court of the conflict and ask for guidance via the
4 Court's voicemail, but did not receive a response.

5 I have subsequently attempted to contact the Plaintiff's counsel in order to obtain a
6 stipulation to continue the Case Management Conference but have, as of this writing, not been
7 successful in speaking to either of the attorneys on the pleading. I apologize for any
8 inconvenience this late request may cause the Court.

9 I declare under penalty of perjury that the foregoing is true and correct.
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14 Respectfully submitted,

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17 DATED: June 13, 2008

GUTIERREZ & ASSOCIATES

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19 By: /S/ Robert Belshaw

20 Robert E. Belshaw
21 Attorneys for JPMorgan Chase Bank, N.A.
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